

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
GAINESVILLE DIVISION

AMY DUNN, individually and as the	)	
natural parent of DANIELLE	)	
DEMONBREUN, JAMES DUNN	)	
and RONALD CURTIS	)	CIVIL ACTION
PATTERSON,	)	FILE NO.: 2:17-CV-00246-RWS
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
COLUMBIA NATIONAL	)	
INSURANCE COMPANY,	)	
	)	
Defendants.	)	

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**PLAINTIFF RONALD CURTIS PATTERSON’S**  
**SUPPLEMENTAL INITIAL DISCLOSURES**  
**REGARDING COLLATERAL ESTOPPEL**

Plaintiff Ronald Curtis Patterson (“Mr. Patterson”) makes the following supplemental initial disclosures:

- 2. Describe in detail all statutes, codes, regulations, legal principles, standards and customs or usages, and illustrative case law which plaintiff contends are applicable to this action.**

Collateral estoppel precludes re-litigation of law or fact already litigated between the parties or their privies. *Kent v. Kent*, 265 Ga. 11, 452 S.E.2d 764 (1995). Federal courts apply collateral estoppel principles to Georgia rulings when

(1) an identical issue, (2) between identical parties, (3) was actually litigated and (4) necessarily decided, (5) on the merits, (6) in a final judgment, (7) by a court of competent jurisdiction. *Community State Bank v. Strong*, 651 F.3d 1241, 1263 (11th Cir. 2011). A liability insurer is in privity with its insured and is collaterally estopped from re-litigating issues decided in the underlying tort case against the insured, even though the insurer was not a party. *ACIC v. Gardenhire*, 248 Ga.App. 42, 545 S.E.2d 182 (2001).

Mr. Patterson supplements his disclosures to advise the Court and parties that Columbia may be collaterally estopped from asserting in this lawsuit issues decided by the court in the Underlying Lawsuit.

Respectfully submitted on March 7, 2018.

/s/ Richard E. Dolder

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**CERTIFICATE OF SERVICE**

The foregoing **Plaintiff Ronald Curtis Patterson's Supplemental Initial Disclosures Regarding Collateral Estoppel** was filed electronically with the Clerk of Court using the CM/ECF system, which will automatically send e-mail notification of such filing to the attorneys of record for all parties. I further certify that the foregoing was prepared in Times New Roman 14pt font and otherwise complies with Local Rule 5.1.

Respectfully submitted March 7, 2018.

/s/ Richard E. Dolder  
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